

REPRESENTATIONS AND CERTIFICATIONS

ANL-70-A (Apr-99)

THE OFFEROR/BIDDER REPRESENTS AND CERTIFIES THAT: (check or complete all applicable sections)

1.

Name of Company

DUNS #

Address (Include Zip Code)

2. **TYPE OF BUSINESS ORGANIZATION**

It operates as ☐ an individual, ☐ a partnership, ☐ a non-profit organization, ☐ a corporation, incorporated under the law of the State of _____.

3. **AFFIRMATIVE ACTION COMPLIANCE**

- a. It ☐ has developed and has on file, ☐ has not developed and does not have on file, at each establishment, affirmative action programs required by the rules and regulations of the Secretary of Labor (41 CFR 60-1 and 60-2); or
- b. It ☐ has not previously had contracts subject to the written affirmative action programs requirement of the rules and regulations of the Secretary of Labor.

4. **PREVIOUS CONTRACTS AND COMPLIANCE REPORTS**

- a. It ☐ has, ☐ has not participated in a previous contract or subcontract subject either to the Equal Opportunity clause of this solicitation, the clause originally contained in Section 310 of Executive Order No. 10925, or the clause contained in Section 201 of Executive Order No. 11114;
- b. It ☐ has, ☐ has not, filed all required compliance reports; and
- c. Representations indicating submission of required compliance reports, signed by proposed subcontractors, will be obtained before subcontract awards.

5. **SMALL AND SMALL DISADVANTAGED BUSINESS CONCERN REPRESENTATION**

NOTICE: *The following penalties and remedies may apply to firms (individuals) that misrepresent their business size: 1) a fine of not more than \$500,000 or imprisonment for no more than ten (10) years or both, 2) administrative remedies prescribed by the Program Fraud Civil Remedies Act of 1986, 3) Suspension and debarment, and 4) ineligibility for and participation in programs conducted under the authority of the Small Business Act or the Small Business Investment Act.*

- a. It ☐ is, ☐ is not, a Small Business Concern and that ☐ all, ☐ not all, supplies to be furnished will be manufactured or produced by a Small Business Concern in the United States, its possessions, or Puerto Rico.
- b. It ☐ is, ☐ is not, a Small Disadvantaged Business Concern.
- c. Definitions

"Asian-Indian American," as used in this provision, means a United States citizen whose origins are in India, Pakistan or Bangladesh.

"Asian-Pacific American," as used in this provision, means a United States citizen whose origins are in Japan, China, the Philippines, Vietnam, Korea, Samoa, Guam, the U. S. Territory of the Pacific Islands, the Northern Mariana Islands, Laos, Cambodia, or Taiwan.

"Native Americans," as used in this provision, means American Indians, Eskimos, Aleuts, and native Hawaiians.

"Small Business Concern," as used in this provision, means a concern, including its affiliates, not dominant in the field of operation in which it is bidding on Government contracts, and qualified as a Small Business under the criteria and size standards in 13 CFR 121.

"Small Disadvantaged Business Concern," as used in this provision, means a Small Business Concern that (1) is at least fifty-one percent (51%) or more owned by individuals who are both socially and economically disadvantaged, or a publicly-owned business having at least fifty-one (51%) of its stock owned by one or more socially and economically disadvantaged individuals and (2) has its management and daily business controlled by one or more such individuals.

d. Qualified Groups

The offeror shall presume that socially and economically disadvantaged individuals include Black Americans, Hispanic Americans, Native Americans, Asian-Pacific Americans, Asian-Indian Americans, and other individuals found to be qualified by the SBA under 13 CFR 124.1.

6. WOMEN-OWNED SMALL BUSINESS REPRESENTATION

It ☐ is, ☐ is not, a Women-Owned Small Business Concern.

"Small Business Concern," as used in this provision, means a concern, including its affiliates, that is independently owned and operated, not dominant in the field of operation in which it is bidding and qualified as a Small Business under the criteria and size standards in 13 CFR 121.

"Women-Owned," as used in this provision, means a Small Business that is at least fifty-one percent (51%) owned by a woman or women who are U. S. citizens and who also control and operate the business.

7. BUY AMERICAN ACT - SUPPLIES

The offeror certifies that each end product, except those listed below is a domestic end product (as defined in the clause entitled, Buy American Act - Supplies), and that components of unknown origin are considered to have been mined, produced, or manufactured outside the United States (as defined in the clause entitled, Buy American Act - Supplies).

NOTE: *Applicable Foreign End Products will be evaluated in accordance with FAR 25.105.*

Foreign End Products	Country of Origin
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(List as necessary)	

8. SUSPECT/COUNTERFEIT PARTS CERTIFICATION

Suspect/counterfeit parts shall not be used in the performance of any work resulting from this offer, whether on or off the Laboratory site, nor shall suspect/counterfeit parts be included in any supplies furnished as a result of this offer.

BY SUBSCRIBING HERETO, THE OFFEROR/BIDDER AGREES THAT THE FOREGOING REPRESENTATIONS AND CERTIFICATIONS ARE TRUE AND CORRECT.

Name of Official:

Signature:

Title:

 Date:
